

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

GEOTAG, INC.,	
vs.	
FRONTIER COMMUNICATIONS CORP., <i>et al.</i> ,	2:10-cv-00265 (consolidated)
AROMATIQUE, INC.; <i>et al.</i> ,	2:10-cv-00570
GUCCI AMERICA, INC.; <i>et al.</i> ,	2:10-cv-00571
THE WESTERN UNION COMPANY; <i>et al.</i> ,	2:10-cv-00574
ROYAL PURPLE, INC.; <i>et al.</i> ,	2:10-cv-00575
YAKIRA, L.L.C.; <i>et al.</i> ,	2:10-cv-00587
WHERE 2 GET IT, INC.; <i>et al.</i> ,	2:11-cv-00175
EYE CARE CENTERS OF AMERICA, INC.,	2:11-cv-00404
GUESS? RETAIL INC.,	2:12-cv-00469
BOSE CORPORATION,	2:12-cv-00527
24 HOUR FITNESS WORLDWIDE INC.	2:12-cv-00530

**ORDER GRANTING DISMISSAL WITH PREJUDICE
OF CERTAIN CLAIMS AGAINST DEFENDANTS WHO ARE CUSTOMERS
OF INTERNATIONAL BUSINESS MACHINES**

The Stipulated Motion for Dismissal with Prejudice of Certain Claims Against Defendants who are Customers of International Business Machines is GRANTED.

It is ORDERED, ADJUDGED AND DECREED that all claims against the following parties directed solely to any product or service of International Business Machines Corporation, its affiliate Kenexa Corporation, and each of their affiliates (collectively “IBM”), namely job locator product and services, are hereby DISMISSED WITH PREJUDICE and all costs, expenses and attorneys’ fees for the dismissed claims are to be borne by the party that incurred them:

Case	IBM Customer
TXED 2:12-cv-00530 GeoTag v. 24 Hour Fitness Worldwide Inc.	24 Hour Fitness Worldwide Inc.
TXED 2:10-cv-00587 GeoTag v. Yakira, LLC; <i>et al.</i>	Ace Hardware Corp.
TXED 2:11-cv-00404 GeoTag v. Eye Care Centers of	American Greetings Corporation

America, Inc.	
TXED 2:12-cv-00527 GeoTag v. Bose Corporation	Bose Corp.
TXED 2:10-cv-00571 GeoTag v. Gucci America Inc.; <i>et al.</i>	Cabela's Inc.
TXED 2:10-cv-00570 GeoTag v. Aromatique, Inc.; <i>et al.</i>	Dollar Tree, Inc.
TXED 2:10-cv-00469 GeoTag v. Guess? Retail Inc.	Guess? Retail Inc.
TXED 2:10-cv-00587 GeoTag v. Yakira, L.L.C.; <i>et al.</i>	GSI Commerce, Inc.
TXED 2:10-cv-00574 GeoTag v. The Western Union Company; <i>et al.</i>	HEB Grocery Company, LP
TXED 2:11-cv-00175 GeoTag v. Where 2 Get It Inc.; <i>et al.</i>	Jo-Ann Stores, Inc.
TXED 2:10-cv-00574 GeoTag v. The Western Union Company; <i>et al.</i>	Lowe's Home Centers, Inc.
TXED 2:10-cv-00571 GeoTag v. Gucci America Inc.; <i>et al.</i>	Petco Animal Supplies, Inc. and Petco Animal Supplies Stores, Inc.
TXED 2:10-cv-00575 GeoTag v. Royal Purple, Inc.; <i>et al.</i>	Pizza Hut, Inc.
TXED 2:10-cv-00587 GeoTag v. Yakira, L.L.C.; <i>et al.</i>	Quicksilver, Inc. d/b/a Roxy
TXED 2:10-cv-00571 GeoTag v. Gucci America Inc.; <i>et al.</i>	Ross Stores, Inc.
TXED 2:10-cv-00571 GeoTag v. Gucci America Inc.; <i>et al.</i>	Staples, Inc.
TXED 2:10-cv-00575 GeoTag v. Royal Purple, Inc.; <i>et al.</i>	Taco Bell Corp.
TXED 2:11-cv-00404 GeoTag v. Eye Care Centers of America, Inc.	Things Remembered, Inc.
TXED 2:11-cv-00175 GeoTag v. Where 2 Get It Inc.; <i>et al.</i>	Wal-Mart Stores, Inc.

This dismissal is of only the specific claims identified above against the above identified IBM Customers. All of GeoTag's other accusations of infringement against the above identified

IBM Customers that do not include an accusation directed to an IBM product or service are not dismissed by this Order. Accordingly, as accusations of infringement relating to products and services of parties other than IBM will remain against each IBM Customer after the above-requested dismissal, no case against an IBM Customer is dismissed completely as a result of this Order.

So ORDERED and SIGNED this 1st day of May, 2013.



RODNEY GILSTRAP
UNITED STATES DISTRICT JUDGE